

RECORDATION NO. 27672 FILED

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SURFACE TRANSPORTATION BOARD

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ELIAS C. ALVORD (1942)
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October 1, 2008

Anne K. Quinlan, Esq.
Acting Secretary
Surface Transportation Board
395 "E" Street, S.W.
Washington, D.C. 20423-0001

Dear Ms. Quinlan:

Enclosed for recordation pursuant to the provisions of 49 U.S.C. Section 11301(a) are two (2) copies of a Memorandum of Lease Agreement, dated as of February 14, 2007, a primary document as defined in the Board's Rules for the Recordation of Documents.

The names and addresses of the parties to the enclosed document are:

Lessor: Mitsui Rail Capital, LLC
71 South Wacker Drive, Suite 1800
Chicago, Illinois 60606

Lessee: Fairmount Minerals, Ltd.
11833 Ravenna Rd.
Chardon, Ohio 44024

Anne K. Quinlan, Esq.
October 1, 2008
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A description of the railroad equipment covered by the enclosed document is:

15 covered hopper railcars: MBKX 101035 - MBKX 101049.

A short summary of the document to appear in the index is:

Memorandum of Lease Agreement.

Also enclosed is a check in the amount of \$41.00 payable to the order of the Surface Transportation Board covering the required recordation fee.

Kindly return stamped copies of the enclosed document to the undersigned.

Very truly yours,



Robert W. Alvord

RWA/sem
Enclosures

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STATE TRANSPORTATION BOARD

**MEMORANDUM OF LEASE AGREEMENT
BETWEEN
MITSUI RAIL CAPITAL, LLC
("LESSOR")**

AND

**FAIRMOUNT MINERALS, LTD.
("LESSEE")**

FEBRUARY 14, 2007

Memorandum of a Lease Agreement made and entered into as of February 14, 2007 by and between Mitsui Rail Capital, LLC, a Delaware limited liability company, ("Lessor") and Fairmount Minerals, Ltd., a Delaware corporation ("Lessee").

WITNESSETH:

1. Lessor has agreed to furnish to Lessee, and Lessee has agreed to lease from Lessor fifteen covered hopper Railcars bearing marks and numbers as follows:

MBKX 101035 through 101049 (inclusive)

2. The Lease Agreement shall be effective as of the date first set forth hereinabove and shall be subject to the lease term, as described in the Lease Agreement.

IN WITNESS WHEREOF, the parties hereto have caused this instrument to be signed and sealed by their respective corporate officers as of the date and year first above written.

Lessor: Mitsui Rail Capital, LLC

I, YASUSHI Imai (name of signor), certify that I am PRESIDENT of Mitsui Rail Capital, LLC, that the instrument was signed and sealed on behalf of the corporation by authority of its managers and/or members (as appropriate, and that I acknowledge that the execution of the foregoing instrument was the free act and deed of the company. I further declare (certify, verify or state) under penalty of perjury ("under the laws of the United States of America" if executed outside the United States of America) that the foregoing is true and correct. Executed on the date indicated below.

By: [Signature]
Title: PRESIDENT
Date: MARCH 8, 2007

Lessee: Fairmount Minerals, Ltd.

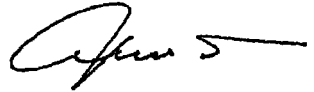
I, THOMAS MITROPoulos (name of signor), certify that I am V.P. / TRANSP (title of office) of Fairmount Minerals, Ltd., that the seal affixed to the foregoing instrument is the corporate seal of said corporation, that the instrument was signed and sealed on behalf of the corporation by authority of its Board of Directors, and that I acknowledge that the execution of the foregoing instrument was the free act and deed of the corporation. I further declare (certify, verify or state) under penalty of perjury ("under the laws of the United States of America" if executed outside the United States of America) that the foregoing is true and correct. Executed on date indicated below.

By: [Signature]
Title: V.P.
Date: 2/23/07

CERTIFICATION

I, Robert W. Alvord, attorney licensed to practice in the State of New York and the District of Columbia, do hereby certify under penalty of perjury that I have compared the attached copy with the original thereof and have found the copy to be complete and identical in all respects to the original document.

Dated: 10/1/08



Robert W. Alvord